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MINISTRY OF FOOD & AGRICULTURE

(Department of Food)

ORDERS

New Delhi, the 30th January 1958

S.R.O. 438.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. Short Title, Extent and Commencement.—(1) This Order may be called the Delhi (Limitation of Guests) Order, 1958.

(2) It extends to the whole of the area of the Union territory of Delhi other than the premises serving as the headquarters of diplomatic or consular representatives or Governmental missions of foreign nations.

(3) It shall come into force at once.

2. Definitions.—In this Order, unless the context otherwise requires,—

- (a) "Administrator" means the Administrator of the Union territory of Delhi;
- (b) "catering establishments" means hotels, restaurants, eating houses, cafes, tea shops, coffee houses, free feeding centres, clubs, canteens and includes all other places of a like nature, open to the public or to any limited class of public, where food is consumed or is procurable;
- (c) "foodgrains" means the foodgrains and their products specified in the Schedule to this Order;
- (d) "host" means a person who either himself or through any other person undertakes to distribute or provide for consumption eatables in a party, entertainment, social or other function;
- (e) "institutional establishments" means hospitals, sanatoria, convalescent homes, nursing homes, orphanages, workhouses, infirmaries, asylums, schools providing meals and includes all other establishments of a like nature;
- (f) "residential establishments" means boarding houses, apartment houses, residential hotels, residential clubs, hostels, nurses' homes, schools and includes all other establishments of a like nature but does not include private households.

3. Restrictions on Consumption of Foodgrains.—No person or body of persons acting either jointly or severally at or in connection with one or more parties, entertainments, social or other functions, shall on any one day distribute or provide for consumption or accept or contribute for service or distribution for consumption any eatables containing any foodgrains to more than fifty persons including the host(s) at ordinary parties and 100 persons including the host(s) at marriages and funerals:

Provided that this restriction shall not apply,—

- (i) to the proprietor, manager or person in charge of a residential, institutional or catering establishment serving food to customers or residents in the course of regular business and not in connection with any party, entertainment, social or other function given at the instance of himself or of any other person; or
- (ii) to the distribution of food by way of *bhog* or *prasad* or as part of a recognised religious ceremony by any temple, mosque, gurdwara, church, or other place of religious worship.

4. **Power to exempt.**—Notwithstanding the restriction imposed by clause 3, the Administrator or any officer authorised by him in this behalf may, in special cases if the Administrator or such officer is of the opinion that an exemption should be granted, by order in writing, exempt any party, entertainment, social or other function from the operation of this Order.

SCHEDULE

1. Rice;
2. Wheat; and
3. Edible products, other than biscuits, cakes and pastries prepared from rice or wheat.

[No. 201 (14)/57-PY.II.]

S.R.O. 439.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. **Short Title, Extent and Commencement.**—(1) This Order may be called the West Bengal Rice (Movement Control) Order, 1958.

(2) It extends to the whole of the State of West Bengal.

(3) It shall come into force at once.

2. **Definitions.**—In this Order unless the context otherwise requires,—

- (a) "Calcutta" means the area specified in the Schedule to this Order;
- (b) "export" means to take or cause to be taken from any place within the State of West Bengal to any place outside the said State;
- (c) "rice" includes paddy and products of rice and paddy other than rice husk and bran;
- (d) "State Government" means the Government of the State of West Bengal;
- (e) "transport" means to move or cause to be moved by any means whatsoever.

3. **Restrictions on the Movement of Rice.**—(1) No person shall export or attempt to export or abet the export of rice except under and in accordance with a permit issued by the State Government or by the officer appointed by the State Government in this behalf;

(2) No person shall transport or attempt to transport or abet the transport of rice from any place in Calcutta to any place outside it;

Provided that nothing contained herein shall apply to the export or transport of rice—

- (i) not exceeding five seers in weight in the aggregate by a *bona fide* traveller as part of his luggage; or
- (ii) on Government account; or
- (iii) under and in accordance with Military Credit Notes.

4. **Effect of the Order.**—The provisions of this Order shall be in addition to and not in derogation of the provisions of the West Bengal Rice and Paddy Control Order, 1957.

5. **Powers of Entry, Search, Seizure, etc.**—Any Police Officer not below the rank of Assistant Sub-Inspector and any other person authorised in this behalf by the State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with,—

- (1) stop and search, or authorise any person to stop and search, any person, boat, motor or any vehicle or receptacle used or capable of being used for the export of rice;
- (2) enter and search and authorise any person to enter and search any place;
- (3) seize or authorise the seizure of any article in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such article is found

or the animals, vehicles, vessels, boats or conveyances used in carrying such article and thereafter take or authorise the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production:

Provided that, in the exercise of the powers of entry and search, the officer or person shall pay due regard to the social and religious customs of the occupants of the premises so entered and searched.

SCHEDULE

[See clause 2(a)]

(1) Calcutta as defined in clause II of Section 5 of the Calcutta Municipal Act, 1951, together with part of the Hastings North of South edge of Clyde Row and Strand Road to the river bank and the areas which were previously under the now defunct Tollygunj Municipality;

(2) The area within the limits of the Port of Calcutta as defined by notification under section 5 of the Indian Ports Act, 1908;

(3) The Municipalities of South Suburban and Garden Reach, Budge Budge, South Dum Dum, Dum Dum, Baranagar, Kamarhati, Panihati, Khardah, Titagar, South Barrackpur, North Barrackpur, Garulla, Bhatpara, Naihati, Halishar, Kanchrapara and also the Barrackpur Cantonment in the district of 24 Parganas;

(4) The Municipalities of Howrah and Bally-Belur in the district of Howrah; and

(5) The Municipalities of Uttarpara, Kotrang, Rishra, Konnagar, Serampore, Baidyabati, Champdani, Bhadreswar, Hooghly-Chinsurah, and Bansberia and Chandernagar in the district of Hooghly.

[No. 204(49)/58-PY.II.]

B. P. BAGCHI, Jt. Secy.

